

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 213 be amended to read as follows:

- 1       Page 1, line 11, after "works." insert "**A civil action authorized by**
- 2       **this subsection may be filed on the small claims docket of a court**
- 3       **that has jurisdiction.**".
- 4       Page 1, line 15, after "district." insert "**If the water utility**
- 5       **providing water service to the delinquent user is not owned or**
- 6       **operated by the district, the district shall agree to discontinue**
- 7       **sewer service to a delinquent customer of the water utility upon**
- 8       **request of the water utility and under the same terms set forth in**
- 9       **subsections (e) through (h).**".
- 10      Page 2, line 3, delete "that water service may be disconnected if the
- 11      user" and insert "**that:**
- 12               **(A) water service may be disconnected;**
- 13               **(B) the board may bring a civil action to recover the**
- 14               **amount due, together with any penalty and a reasonable**
- 15               **attorney's fee; or**
- 16               **(C) both of the actions described in clauses (A) and (B)**
- 17               **may be taken;**
- 18               **if the user continues not to pay the delinquency and any**
- 19               **penalty; and".**
- 20      Page 2, delete line 4.
- 21      Page 2, line 12, delete "If the user fails to pay the delinquent amount
- 22      or otherwise" and insert "**If:**
- 23               **(1) the user fails to pay the delinquent amount or otherwise**
- 24               **fails to resolve the charges as specified under subsection (d);**

- 1           **and**  
2           **(2) the board opts to require that a water utility providing**  
3           **water service to the user discontinue water service to the user,**  
4           **as authorized by subsection (c);**  
5       **the".**  
6       Page 2, delete line 13.  
7       Page 2, run in lines 12 through 14.  
8       Page 2, line 41, before "IC 13-26-11-14.4(g)" insert "**Sec. 51.9.**".  
      (Reference is to ESB 213 as printed February 15, 2008.)

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Representative Wolkins